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UNITED STATES PATENT AND TRADEMARK OFFICE

PAT. & T.M. OFFICE  
BOARD OF PATENT APPEALS  
AND INTERFERENCES

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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Ex parte DAVID LARS EHNEBUSKE, BARBARA JANE ALSPACH McKEE,  
STEWART LAUNDON PALMER, JAMES THOMAS RAYFIELD,  
ISABELLE MARIE CATHERINE ROUVELLOU and IAN DAVID SIMMONDS

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Application No. 09/204,971

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ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

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This application was received at the Board of Patent Appeals and Interferences on December 12, 2002. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below:

An Examiner's Answer was entered on July 30, 2002 (Paper No. 17). On page 3, section (9) of the Answer, the examiner does not list the prior art relied upon. Therefore, it is not clear from the record what prior art the examiner relied upon in rejecting the claims on appeal.

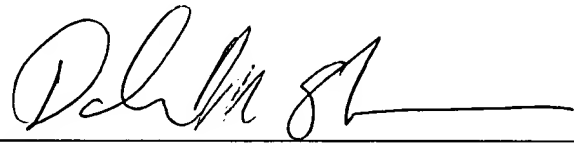
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Accordingly, it is

ORDERED that the application is returned to the examiner for clarification as to which references are relied upon in support of the rejections on appeal, notification to appellants in writing, and for such further action as may be appropriate.

BOARD OF PATENT APPEALS  
AND INTERFERENCES

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